

NEWS FROM DELAWARE'S OFFICE OF ENVIRONMENTAL PROTECTION, 7/30/13

The biweekly E-News Update features current information on the Divisions of Air Quality, Waste and Hazardous Substances, and Water regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates. For those of you who are receiving the E-News Update for the first time, the subscription is FREE! Please sign up at the following link under the Divisions of Air Quality and Waste and Hazardous Substances at:

<http://www.dnrec.delaware.gov/Pages/DNRECLists.aspx>.

There is no form to fill out; it's done in three clicks! Suggestions? Additions? Please call Christina Wirtz at 302-395-2600, or send an email to Christina.Wirtz@state.de.us

Published by DNREC Divisions of Air Quality, Waste and Hazardous Substances, and Water.

Visit us at: www.awm.delaware.gov.

SECRETARY'S ORDERS

July 24, 2013 [Secretary's Order No. 2013-A-0022](#) Notice of Administrative Penalty Assessment to Delaware City Refining Company, LLC. July 29, 2013.

July 29, 2013 [Secretary's Order No. 2013-WH-0027](#) Notice of Conciliation Proceedings, Administrative Penalty Assessment and Secretary's Order Issued to Peninsula Compost Company, LLC, Pursuant to 7 Del. C. § 6005.

UPCOMING AIR, WASTE & WATER-RELATED HEARINGS, MEETINGS & EVENTS

PUBLIC HEARING ON PROPOSED REVISIONS TO 7 DE ADMIN. CODE 1100 (identified in an April 1, 2013 DNREC report titled, "Executive Order 36 Report to the Office of the Governor"). DNREC - Division of Air Quality will hold a public hearing on the following proposed revisions on Thursday, **August 1**, beginning at 6pm in the DNREC Auditorium, 89 Kings Highway, Dover. The revised regulations will also be submitted to the Environmental Protection Agency (EPA) as a revision to Delaware's State Implementation Plan (SIP).

- **7 DE Admin. Code 1101, Definitions and Administrative Principles** - Revisions are proposed to correct outdated references. In 2008 Delaware's air regulations were established in 7 DE Admin. Code 1100. The regulatory language in 1101 inadvertently continues to refer to the prior "Regulations Governing the Control of Air Pollution."
- **7 DE Admin. Code 1103, Ambient Air Quality Standards** - Revisions are proposed to bring the regulatory standards up-to-date with current federal requirements. 1103 currently contains outdated test methods and emission standards.
- **7 DE Admin. Code 1104, Particulate Emissions from Fuel Burning Equipment** - Revisions are proposed to clarify that the exemptions 1.2 and 1.4 of this regulation are for the capacity of the unit, and not the operating rate.
- **7 DE Admin. Code 1114, Visible Emissions** - Revisions are proposed to delete the alternate opacity standard in Section 2.3. This alternate standard was established for a petroleum refinery unit prior to installation of modern pollution control equipment in 2006. The installation of the pre-scrubber on the catalytic cracking unit in 2006 makes this alternative opacity standard obsolete.
- **DE Admin. Code 1139, Nitrogen Oxides (NOx) Budget Trading Program** - Repeal of this regulation is proposed. This regulation established Delaware's participation in the NOx Budget Trading Program; a multi-state NOx emissions cap and trade program, established pursuant to Title 40, Part 96 of the Code of Federal Regulations (40 CFR Part 96) and 40 CFR Part 51.121. The underlying federal program was replaced by the federal Clean Air Interstate Rule (CAIR). Given this, 1139 no longer serves its intended purpose. In addition, the adoption of a SIP plan that demonstrates Delaware's compliance with the federal NOx SIP Call requirements is also being proposed.
- **DE Admin. Code 1143, Heavy Duty Diesel Engine Standards** - Repeal of this

regulation is proposed. The provisions of this regulation apply to heavy-duty diesel engines produced for the 2005 and 2006 model years, and to new motor vehicles with a gross vehicle weight rating (GVWR) of greater than 14,000 pounds containing such engines that are sold, leased, offered for sale or lease, imported, delivered, rented acquired, or received in the State of Delaware. This regulation was developed and adopted as a backstop to an anticipated EPA regulation. Because EPA successfully adopted standards, this regulation is no longer needed.

The proposed revisions may be inspected at the Department's offices located at 655 S. Bay Road, Suite 5N, Dover, DE 19901. The proposed revisions will also be published in the July 1, 2013 issue of the Delaware Register of Regulations, and can be viewed after publication at <http://regulations.delaware.gov/register/july2013/>. For additional information or an appointment to inspect the proposed regulation or amendments, please contact Ron Amirikian in Dover at (302) 739-9402, or at ronald.amirikian@state.de.us. More information is also available at: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1940&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

REGULATORY INFORMATIONAL WORKSHOP FOR AMENDMENTS TO THE DELAWARE REGULATIONS GOVERNING SOLID WASTE will be held on **August 5** from 1-3pm to present proposed amendments to Delaware's Regulations Governing Solid Waste (DRGSW). DNREC's Solid and Hazardous Waste Management Section will hold the workshop at the DNREC Richardson and Robbins Auditorium, 89 Kings Highway, Dover, DE 19901. The purpose of the workshop is to introduce new proposed scrap tire regulations for the State of Delaware for any scrap tire site that has 100 or more scrap tires. This workshop will cover maximum number of tires allowed, siting and design standards, mosquito control options, operational requirements, financial assurance, and closure procedures. To register for the informational workshop please contact Tara Grazier at (302) 739-9403. The proposed amendments can be found at this web site: <http://www.dnrec.delaware.gov/Info/Pages/Rules.aspx>. For more information, please visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1959&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PUBLIC HEARING FOR PROPOSED AMENDMENTS TO DELAWARE'S REGULATIONS GOVERNING ABOVEGROUND STORAGE TANKS will be held on **August 6** at 6pm at DNREC's New Castle Office located at 391 Lukens Drive, New Castle, DE 19720 to present proposed amendments to Delaware's Regulations Governing Aboveground Storage Tanks. Three amendments are proposed to promote improved customer service and allow the regulatory community greater flexibility when modifying or installing a new aboveground storage tank system. Copies of the proposed regulations are available online at <http://www.dnrec.delaware.gov/info/Rules.htm>. For more information, please contact Ms. Jill Hall at (302) 395-2500, or visit: <http://egov.delaware.gov/pmc/Event/Details/21424>

PUBLIC HEARING FOR THE PROPOSED REPEAL OF 7 DEL. C. SECTION 7503 will be held on **August 7** at 6pm at the DNREC Auditorium, 89 Kings Highway, Dover, DE, 19901. The proposed repeal of the Regulations Governing Oil, Gas and Mineral Exploration may be inspected at DNREC's offices located at 89 Kings Highway, Dover, DE, 19901. Individuals may submit their comments in writing or request additional information by contacting Roy W. Heineman, DNREC, Division of Water, 89 Kings Highway, Dover, DE 19901, (302) 739-9949; or by e-mail at: Roy.Heineman@state.de.us. E-mail comments for the hearing record may be sent to Lisa Vest, Hearing Officer at Lisa.Vest@state.de.us. For more information, please visit: <http://egov.delaware.gov/pmc/Event/Details/21277>

ON-SITE SYSTEMS ADVISORY BOARD MEETING - The Board will hold a monthly meeting on **August 7** from 9:15am to 11:00am at the DNREC Richardson and Robbins Building, DWHS Conference Room B228, 89 Kings Highway, Dover, DE, 19901. For additional information, please visit: <http://egov.delaware.gov/pmc/Event/Details/21355>

PUBLIC HEARING FOR PROPOSED AMENDMENTS TO DELAWARE'S REGULATIONS GOVERNING SOLID WASTE

will be held on **August 7** from 6:30-7pm to present proposed amendments to Delaware's Regulations Governing Solid Waste (DRGSW). DNREC's Solid and Hazardous Waste Management Section will hold the workshop at the DNREC Richardson and Robbins Auditorium, 89 Kings Highway, Dover, DE 19901. Two of the three amendments proposed for adoption provide for consistency in state and federal packaging and labeling methods for infectious waste. The third amendment is proposed to afford use of soil equivalent materials as the final grading layer within industrial landfills. The proposed amendments can be found at this web site: <http://www.dnrec.delaware.gov/Info/Pages/Rules.aspx> For more information, please contact Bill Davis at (302)739-9403 or visit: <http://egov.delaware.gov/pmc/Event/Details/21377>

JOINT DNREC/DHSS-DPH ELLENDALE WORKSHOP will be held from 6-8pm on **August 13** at Mt. Zion A.M.E. Church on Rt. 16 in Ellendale. The workshop is being held to update local residents on the ongoing environmental investigations and DPH private well sampling results in the area. DPH will also provide additional information on the DHSS-DPH Cancer Study results for census tracts in the Ellendale area, and set up resource tables for several DPH prevention and control programs at the Ellendale workshop. For more information, please contact Christina Wirtz at (302) 395-2600, or visit: <http://egov.delaware.gov/pmc/Event/Details/21416>

PUBLIC WORKSHOP ON REGULATION 1140 LOW EMISSION VEHICLE PROGRAM will be held at 6pm on **August 14** at the Kent County Administrative Complex - Room 220, 555 S. Bay Road, Dover, DE, 19901. The proposed revisions will 1) remove the requirements that allow possible incorporation of revisions made by CA, and 2) adopt by reference applicable sections in Title 13 of the CA Code of Regulations that comprise CA's LEV III standard and the GHG standard, also known as the Advanced Clean Cars Program for model years 2015 to 2025. For more information, please contact Deanna Cuccinello at (302) 739-9402, or visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1977&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PUBLIC HEARING FOR PROPOSED REGIONAL HAZE 5-YEAR PERIODIC REPORT will be held at 6:00pm on **August 22** by DNREC's Air Quality Division at the DNREC Richardson and Robbins Auditorium, 89 Kings Highway, Dover, DE 19901. The hearing is being held to present information and solicit public comments on the request submitted to the United States Environmental Protection Agency (EPA) to approve a revision to Delaware's State Implementation Plan (SIP) to address the federal Regional Haze Rule (RHR) requirements. For more information, please contact Jack Sipple at (302) 739-9402 or visit: <http://egov.delaware.gov/pmc/Event/Details/21378>

HSCA ADVISORY COMMITTEE MEETING – The meeting will be on **September 5** from 9am – 12:30pm at the DNREC Lukens Drive Field Office, 391 Lukens Drive, New Castle - DE, 19720. For additional information, please contact Christina Wirtz at (302) 395-2600 or visit: <http://egov.delaware.gov/pmc/Event/Details/21207>

DOCUMENTS AVAILABLE FOR PUBLIC COMMENT OR APPEAL

AIR QUALITY PERMITTING PROGRAM – Notice has been given that the facilities listed below have submitted applications for air quality management permits. The applications, the "draft/proposed" permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the "draft/proposed" permit, may be inspected at the offices of the Division of Air Quality, 655 S. Bay Road, Dover and 715 Grantham Lane, New Castle. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, 655 S. Bay Road, Suite 5 N, Dover, DE 19901. To submit comments, for additional information, or for an appointment to inspect the application, please contact Nicole Hill or Penny Gentry at (302) 739-9402.

TITLE V PERMIT RENEWAL APPLICATIONS:

OSG Ship Management, Inc., having a facility at the Big Stone Anchorage, Sussex County, Delaware, has submitted a request for a permit renewal pursuant to 7 DE Admin. Code 1130, Section 7(b) to Permit: AQM-005/00093 – Renewal 2. This “draft/proposed” permit renewal allows OSG to continue to perform lightering operations of crude oil, No. 6 fuel oil, regular and premium unleaded gasoline, ultra-low sulfur diesel (ULSD), and jet fuel in the Delaware Bay. A public hearing concerning the permitting action will not be held unless the Secretary of DNREC receives a request for such hearing by August 23, 2013. For more information, please

visit: <http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1970&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

HandyTube Corporation, having a facility at 124 Vepco Boulevard, Camden, Delaware, has submitted a request for a permit renewal pursuant to 7 DE Admin. Code 1130, Section 7 for operating Permit: AQM-001/00099. The “draft/proposed” permit renewal allows for the operation of one (1) Batch Vapor Halogenated Solvent (Trichloroethylene) Degreaser System with Carbon Adsorption. A public hearing concerning the permitting action will not be held unless the Secretary of the DNREC receives a request for such hearing by August 27. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1981&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&RootFolder=%2FLists%2FPublic%20Notices&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

TITLE V SYNTHETIC MINOR PERMIT APPLICATIONS:

JP Morgan Chase Bank & Co. has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for a permit amendment at 4001 Governor Printz Boulevard, Wilmington, Delaware. JP Morgan Chase Bank & Co. requests an increase in total hydrocarbon emissions for eight existing emergency generators. A public hearing concerning the permitting action will not be held unless the Secretary of DNREC receives a request for a hearing by August 6, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1951&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

R&M Recycling LLC has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3, for construction of a wood and shingle grinder at Diamond Materials site on 924 South Heald Street, Wilmington, Delaware. A public hearing concerning the permitting action will not be held unless the Secretary of DNREC receives a request for such hearing by August 20, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1969&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

Lars Recycling, LLC has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for a Peterson 4700 portable heavy duty waste recycler powered by a Caterpillar Model C-16, 630 HP diesel engine

and a Re-Tech 723A Trommel Screen powered by a John Deere 4045 diesel, 115 HP engine at 1610-1612 Bowers Street, Wilmington, Delaware 19802. A public hearing concerning the permitting action will not be held unless the Secretary of the DNREC receives a request for such hearing by August 27. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1979&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

7 DE ADMIN. CODE 1102 NATURAL MINOR PERMIT APPLICATIONS:

Siemens Healthcare Diagnostics, Inc. requests permission for the installation of one emergency generator, rated 193 kW (259 HP) and fired with natural gas at Route 896 & Corporate Blvd., New Castle County, Delaware. The generator complies with the emission limitations of 40 CFR Part 60 Subpart JJJJ. A public hearing on the application will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding the application by August 12, 2013. For additional information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1982&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

Pettinaro requests a construction permit to install non-selective catalytic reduction (NSCR) on two (2) 750 horsepower emergency generators fired on natural gas at their 125 South West Street, Wilmington, New Castle County facility. A public hearing on the application will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding the application by August 12. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1980&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

FEDERALLY ENFORCEABLE 7 DE ADMIN. CODE 1102 APPLICATIONS

DuPont Experimental Station, having a facility at Route 141 and Henry Clay, Wilmington, Delaware, has requested federally enforceable 7 DE Admin. Code 1102 construction permits (APC-1982/0081-C(A2)(NOx RACT) and APC-1982/0082-C(A2)(NOx RACT)) for the retrofit of Boilers 1 and 2 to combust natural gas. Natural gas will replace No. 6 fuel oil as the primary fuel and No. 2 fuel oil will be used only as a back-up fuel. The retrofit of the boilers will decrease the emissions of combustion pollutants by 50% (approximately) due to the fuel switch. A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing by August 13, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1957&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A>

Arlon, Inc., having a facility at 1100 Governor Lea Road, Newark, New Castle County, has requested a federally enforceable 7 DE Admin. Code 1102 construction permit APC-2013/0156-CONSTRUCTION (FE) for a Rotocure silicone rubber curing unit. A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding the application by August 20, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1968&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

WASTE TRANSPORTER PERMITS PENDING – The Solid and Hazardous Waste Management Section (SHWMS) hereby gives notice that a permit application has been received from the following companies to transport regulated RCRA hazardous and/or non-hazardous solid wastes in, out of, or through the State of Delaware. The applications may be inspected by appointment from 8:00am to 4:30pm, Monday through Friday, at the offices of DNREC. For additional information or an appointment to inspect the applications, please contact Kenneth F. Green, DWHS/SHWMS, 89 Kings Hwy, Dover, DE 19901, (302)739.9403. Permit applications:

Atabas Trucking; J&D Trucking Inc.; Mike Miklus III, Inc.; and Typhoon Trucking, LLC. A public hearing concerning these applications will NOT be held unless the Secretary of DNREC, in care of Karen J'Anthony, receives a meritorious request for a hearing by August 1, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1966&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DELAWARE SOLID WASTE AUTHORITY (DSWA) ROUTE 5 TRANSFER STATION RENEWAL APPLICATION FOR SOLID WASTE PERMIT SW-03/02

The DSWA has applied for renewal of its solid waste permit SW-03/02 for the Route 5 transfer station at 29997 John P. Healy Drive, in Harbeson, Delaware. The facility is requesting the renewal only. There are no changes to the maximum daily limit of municipal solid waste (MSW), currently set at 640 tons per day. A public hearing on the above permit modification will NOT be held unless the Secretary of DNREC, in care of David Perrego receives a meritorious request for a hearing by August 5. For more information, please contact David Perrego at (302)739-9403 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1974&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SITE INVESTIGATION AND RESTORATION SECTION – The Division's Site Investigation and Restoration Section (SIRS) is responsible for the identification, evaluation and remediation of sites in Delaware that have had past releases of hazardous substances. The Section manages the contaminated sites under three major programs in accordance with the Hazardous Substance Cleanup Act (HSCA). The three programs are the Brownfields Development Program, the Voluntary Cleanup Program (VCP) and the HSCA Enforcement Program (for sites requiring enforcement action).

The Brownfields Development Program encourages the cleanup and redevelopment of vacant, abandoned or underutilized properties, which may be contaminated. A party seeking to develop such a property negotiates with SIRS for a Brownfields Development Agreement (BDA) to perform an investigation and, if necessary, a remedial action or remedy, for the purpose of addressing the risks posed by past releases of hazardous substances at these sites. However, a BDA is only available to parties that are not current site owners. The Voluntary Cleanup Program (VCP) Agreement is available to site owners, who want to clean up their sites and are already liable as a potentially responsible party for the site. Proposed and final plans of remedial action are available online at: <http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx> under "Announcements." For site-specific information, please see DNREC's Environmental Navigator at <http://www.nav.dnrec.delaware.gov/DEN3>

NOTIFICATION OF NEGOTIATIONS FOR BROWNFIELDS DEVELOPMENT

AGREEMENT FOR 29984 PINNACLE WAY PROPERTY (DE-1555) - SIRS is negotiating a BDA with Allen Harim Foods, LLC located at 29984 Pinnacle Way in Dagsboro. Identified by Sussex County as tax parcel numbers 233-5.00-14.00, 233-5.00-15.00 and 233-5.00-16.00, the approximate 107-acre site may have had a release of hazardous substances as a result of past use as a former pickle processing facility and warehouse. For more information, please contacting the DNREC-SIRS Project Manager, Morgan Price at (302) 395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1963&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

NOTIFICATION OF COMMENT PERIOD FOR A BROWNFIELDS DEVELOPMENT

AGREEMENT FOR FORMER PLAYTEX PROPERTY (DE- 1552) SIRS has entered into a BDA with Camden Corner Holding, LLC regarding the Former Playtex Property Site, located at 519 Division Street in Dover. Identified by Kent County as tax parcel number ED-05-077.06-01-02-00, the approximately 9.07-acre site may have had a release of hazardous substances as a result of past use as an industrial facility. The public comment period and will close at on August 19, 2013. For more information, please contact the DNREC-SIRS Project Manager, Rick Galloway at (302) 395-2600, or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1983&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

PROPOSED PLAN OF REMEDIAL ACTION FOR THE HAMILTON PARK/PYLES LANE SITE (Operable Units-4, 5, and 6) (DE-1284)

- SIRS invites public comment on a proposal to cleanup Operable Units (OU) - 4, 5, and 6 of the Hamilton Park/Pyles Lane Site located in New Castle. The Hamilton Park/Pyles Lane Site is a residential neighborhood. This Proposed Plan addresses three (3) properties within the site that are designated as OU-4, OU-5, and OU-6. These properties are located at 16 Center Street, 7 Center Street, and 22 South Street, respectively. The public comment period ends on August 6, 2013. For additional information, please contact Lindsay Hall, Project Manager, or Robert Newsome, Public Information Officer, at (302)395-2600 or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1962&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

FINAL PLAN OF REMEDIAL ACTION FOR THE DMA EXPANSION SITE OU 3 (DE-

1484) - SIRS has adopted a plan regarding the clean-up of the DMA Expansion Site- OU3 located in New Castle County, Delaware. The 1.46 acre site consists of a two-story dwelling, single-story garage, paved driveway, grass-covered areas, graded areas and other vegetated areas. The property owners would like to use the property as a parking lot in conjunction with a proposed gym expansion on a nearby property. The Final Plan requires that a small area with contaminated soil be excavated and that no groundwater withdrawal be performed without DNREC approval. The public may appeal this Final Plan by August 6. For additional information, please contact Morgan Price, Project Manager, or Robert Newsome, Public Information Officer, at (302) 395-2600, or visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1958&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

DIVISION OF WATER - SURFACE WATER DISCHARGES SECTION PERMIT APPLICATIONS – The Division of Water hereby gives notice that the following permit applications have been received. For additional information, please contact Molly Mackil at (302) 719-9946 or visit: DNREC – Division of Water, Surface Water Discharges Section.

WASTEWATER FACILITIES CONSTRUCTION PERMIT APPLICATIONS

The Delaware Department of Natural Resources and Environmental Control, Division of Water, hereby gives notice that a permit application has been received from:

- 1. New Castle County and Blenheim Bayberry, LLC**, to construct 8" gravity sewer, one pump station with dual pumps, 10" Force Main and related facilities, to serve the Village of Bayberry South residential development, to be located on the south side of Boyd's Corner Road (U.S. Route 301, DE Route 896, County Road 15), between Cedar Lane Road and U.S Route 13, near Boyd's Corner, St. Georges Hundred, New Castle County, Delaware.
- 2. Sussex County and Cannon Road Investments, LLC**, to construct 8" and 10" gravity sewer, one pump station with dual pumps, 6" force main and related facilities, to serve the Phase 1 Pelican Point residential subdivision, to be located at the intersection of Indian Mission Road (DE Routes 5 and 23, County Road 22) and Cannon Road (County Road 307), Fairmount, Indian River Hundred, Sussex County, Delaware.

A public hearing concerning the above applications will NOT be held unless the Secretary of DNREC determines that a hearing is in the public interest or if a written meritorious request for a hearing is received on or before August 8, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1972&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SURFACE WATER DISCHARGES - AGRICULTURAL UTILIZATION PERMIT - The Department's Guidance and Regulations Governing the Land Treatment of Wastes, Part III, B., allows for surface water discharge activity to operate a land treatment system for the agricultural utilization of biosolids pending public notice. Copies of the permit below are available by contacting: Brian Churchill, Surface Water Discharges Section, 89 Kings Highway, Dover, DE 19901, or by calling at (302) 739-9946.

Agricultural Utilization Permit AGU 1301-N-03 – Request for Permit - Town of Middletown, Delaware:

The Town of Middletown, Delaware has applied for a permit under Part III, B., of the Department's Guidance and Regulations Governing the Land Treatment of Wastes, to operate a land treatment system for the agricultural utilization of biosolids generated at the Town's Frog Hollow Wastewater Treatment Facility. A public hearing on the above application will NOT be held unless the Secretary of DNREC determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by 4:30 p.m. August 23, 2013. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1973&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAIItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

GROUND WATER DISCHARGES – The Division of Water hereby gives notice that the following applications have been received. For additional information or to inspect the applications, please contact Kathleen Saunders in Ground Water Discharges, 89 Kings Highway, Dover, DE 19901; or by phone at (302) 739-9948.

NON-HAZARDOUS LIQUID WASTE TRANSPORTERS PERMIT – Sussex County has applied to the Ground Water Discharges Section for a renewal of Non-Hazardous Liquid Waste Transporters Permit DE WH-298 which allows for the transport of septage and Class A municipal biosolids to be disposed as follows: Septage: South Coastal Regional Wastewater Facility, Piney Neck Facility, Inland Bays Facility, Wolf Neck Facility; Class A Exceptional Quality municipal biosolids: in accordance with State of Delaware Distribution and Marketing Permit Number DM 1001-S-03. A public hearing on the application will NOT be held unless the Secretary of DNREC determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by August 5. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1961&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

SPRAY IRRIGATION PERMIT – Hometown Angola Beach, LLC has applied to the Ground Water Discharges Section for an amendment to construction permit DEN 359000-02. The requested amendment would extend the expiration date to allow for the completion of construction. The Construction Permit authorizes Hometown Angola Beach, LLC to modify the existing wastewater treatment and disposal facility known as Angola Estates Wastewater Treatment Facility currently permitted by State of Delaware Spray Irrigation Permit Number LTS 5013-86-05. The permitted modifications include raising the berms of the three ponds to create more emergency storage, lining the ponds with a membrane liner and to replacing the existing aeration diffusers in the treatment pond with two floating aerators and one floating mixer to disperse the oxygen. A public hearing on the application will NOT be held unless the Secretary of DNREC determines that a public hearing is in the public interest or if a written meritorious objection to the application is received by August 12. For more information, please visit:

<http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=1978&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeld=0x010034FD6D348B0CF04392485E93FC15AB3A>

EMPLOYEE UPDATES

Effective July 29, Sara Golloday started as a Paralegal with WHS - Tank Management Section.

CONTACT INFORMATION

24-Hour Report and Spill Notification Line - 1-800-662-8802
Aboveground Storage Tanks - 302-395-2500
Air Quality - New Castle Office - 302-323-4542
Air Quality – Kent & Sussex – 302-739-9402
Asbestos New Castle - 302-323-4542
Asbestos Kent & Sussex - 302-739-9402
Biosolids Permits - 302-739-9946
Boiler Safety - 302-744-2735
Brownfields - 302-395-2600
Delaware Estuary Program - 302-739-9949
Division of Air Quality Director's Office - 302-739-9402
Division of Waste and Hazardous Substances Director's Office - 302-739-9400
Division of Water Director's Office - 302-739-9950
Dock/Dredging/Bulkheads/Rip-Rap/Wetlands & Subaqueous Lands - 302-739-9943
Emergency Prevention and Response - 302-739-9404
Environmental Crimes Unit - 302-739-9401 or 1-800-662-8802
Environmental Laboratory - 302-739-9942
Hazardous Waste - 302-739-9403
Loans & Grants for Wastewater and Septics (Financial Assistance Branch) - 302-739-9941
Medical Waste - 302-739-9403
Non-Hazardous Liquid Waste Transporters - 302-739-9948
On-site Wastewater Licensing Program - 302-739-9948
Open Burning - 302-739-9402
Outreach Ombudsman - 302-395-2600
Recycling - 302-739-9403
Septic System Permits - Large Systems (Community & I/A) Statewide - 302-739-9948
Septic System Permits - Small Systems for Kent & New Castle Counties - 302-739-9947

Septic System Permits - Small Systems for Sussex County & Holding Tank Compliance Program
302-856-4561
Site Investigation & Restoration Section (Superfund/Brownfields) - 302-395-2600
Solid Waste - 302-739-9403
Source Water Protection - 302-739-9945
Stormwater Permits - 302-739-9946
Surface Water Discharge Permits (NPDES) - 302-739-9946
Underground Injection Control & Spray Irrigation - 302-739-9948
Underground Storage Tanks - 302-395-2500
Wastewater Collection, Conveyance and/or Treatment Facility Construction Permits - 302-739-9946
Wastewater Treatment Facility Operators - 302-739-9946
Water Allocation Permits - 302-739-9945
Water Testing - Drinking Water (Division of Public Health) - 302-741-8630
Water Supply - 302-739-9945
Well Driller's License - 302-739-9944
Well Permits & Licensing - 302-739-9944
Wells - 302-739-9945
Wetlands and Subaqueous Lands Section - 302-739-9943